UNITED STATES DISTRICT COURT

for the

_____Western_____ District of _____Virginia_____

CLERK'S OFFICE U.S. DIST. COURT
AT DANVILLE, VA
FILED

MAR 2 7 2008

JOHN F. CORCORAN, CLERK
BY: _____
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United States of America	)	
v.	)	
Virgil Lee Johnson	)	Case No: 4:06CR00039-001
	)	USM No: 12425-084
Date of Previous Judgment: March 26, 2007	)	
(Use Date of Last Amended Judgment if Applicable)	)	Defendant's Attorney

Order Regarding Motion for Sentence Reduction Pursuant to 18 U.S.C. § 3582(c)(2)

Upon motion of ☐ the defendant ☐ the Director of the Bureau of Prisons ☒ the court under 18 U.S.C. § 3582(c)(2) for a reduction in the term of imprisonment imposed based on a guideline sentencing range that has subsequently been lowered and made retroactive by the United States Sentencing Commission pursuant to 28 U.S.C. § 994(u), and having considered such motion,

IT IS ORDERED that the motion is:

☐ DENIED.   ☒ GRANTED and the defendant's previously imposed sentence of imprisonment (as reflected in the last judgment issued) of _____84_____ months **is reduced to** _____70 months_____ .

I. COURT DETERMINATION OF GUIDELINE RANGE (Prior to Any Departures)

Previous Offense Level:	23	Amended Offense Level:	21	
Criminal History Category:	V	Criminal History Category:	V	
Previous Guideline Range:	84 to 105 months	Amended Guideline Range:	70 to 87 months	

II. SENTENCE RELATIVE TO AMENDED GUIDELINE RANGE

☒ The reduced sentence is within the amended guideline range.

☐ The previous term of imprisonment imposed was less than the guideline range applicable to the defendant at the time of sentencing as a result of a departure or Rule 35 reduction, and the reduced sentence is comparably less than the amended guideline range.

☐ Other (explain):

III. ADDITIONAL COMMENTS

Except as provided above, all provisions of the judgment dated _____3/26/2007_____ shall remain in effect.

IT IS SO ORDERED.

Order Date: 3-27-08

Effective Date: 3/3/08 4-7-08
(if different from order date)
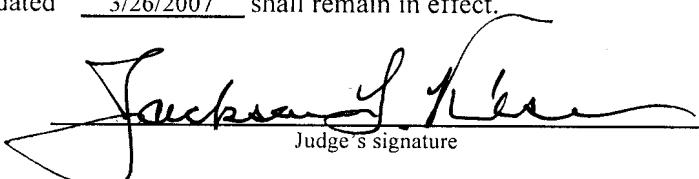
_____
Judge's signature

Jackson Kiser, Senior United States District Judge
Printed name and title